

FORAKER ATTACKS
TAFI'S ATTITUDECriticism His Defense of the
Hepburn Rate Act.

ELKINS LAW DEFENDED

Senator Claims Credit for Many
Features of New Law.Interstate Commerce Commission,
He Says, Responsible for Elimination
of Imprisonment—Recalls that
Cepburn Bill—Takes War Secretary
to Task for Changing Front.Georgetown, Ohio, Aug. 21.—Senator
Foraker was greeted by a large crowd at
the Georgetown Chautauque to-day. His
address was devoted largely to answering
Secretary Taft's speech at Columbus Monday
night.The Senator said that Taft is losing
ground in Ohio, but if he is nominated for
the Presidency all Republicans will
support him. Speaking of the tariff,
Foraker said that if Taft is correct in
saying that there are evils in the tariff,
they ought to be remedied at once. He
declared that the Secretary is wrong in
saying that any great body of Republicans
desire the tariff revised now, or
eighteen months hence. He declared that
the railroad rate bill instead of strengthening
the Elkins bill weakened it.

Foraker Claims Credit.

Mr. Foraker said, in part:

"All the provisions of the Hepburn rate
bill specifically mentioned by Secretary
Taft in his commendation of that measure,
except the rate-making provision, were
incorporated into that bill by the
Senate—most of them with my active
assistance, and some of them upon my own
motion.""The objection in conferring the rate-
making power upon the Interstate Commerce
Commission is not, in my opinion,
answered by Secretary Taft.""He makes no answer to the suggestion
that the three powers of government, the
legislative, the executive, and the judicial,
are all conferred on the commission,
and that this commingling of these
powers is unprecedented, and in violation
of both the spirit and the letter of the
Constitution. His answer to the
objection that if Congress have the power
to make rates, it cannot delegate the
same, seems to be mere assertion and
speculation, based on false premises."Congress Cannot Delegate Powers.
"No legislative power is given by the
Constitution of the United States to any
body except to the Congress. It is an
elementary proposition that such power
as conferred cannot be delegated. The
Congress can prescribe rules by which
commissions can work out results where
it is possible for the Congress to work
out the details. I have at all times
claimed that most of the amendments
made by the Senate to the Hepburn
law would prove beneficial and helpful
in greater or less degree. In that respect
I have never criticized that law. My
objection has been, if I may repeat myself,
directed solely at the rate-making provisions
of that statute.""The Secretary discusses the Elkins
law with the evident purpose of disparaging
it as a railroad measure. The purpose
of it was to give the shippers of the
country a speedy, efficient and inexpensive
remedy against rebates and discriminations
of every kind and character, and to
absolutely break up and destroy such
practices."

Claims Elkins Law Is Weakened.

"There was much doubt expressed in
the Senate committee prior to the wisdom
of following the recommendation of the
Interstate Commerce Commissioners to
repeal the imprisonment clause, but they
were responsible for the enforcement of
the law.""Secretary Taft seems to be misinformed
as to the Elkins law. Nobody has ever
claimed that it was perfect. But while he
seems to disparage the Elkins law, yet
he admits that all prosecutions down
until this time have been under it, because
these prosecutions were for offenses
committed prior to the Hepburn
rate law, and then says that 'criminal
prosecutions will continue to be under
the Elkins law, but as amended by the
new rate bill.'""That the Secretary has evidently not
studied very carefully the amendments
by the rate law to the Elkins law. Notwithstanding
the restoration of imprisonment
as a punishment, the Elkins law
has been weakened, and not strengthened."Senator Foraker drew attention to an
address delivered several years ago in
which he gave warning that for the govern-
ment to undertake rate regulation as
provided in the Hepburn law would
create confusion and distrust.Senator Foraker took Secretary Taft
to task on his position on tariff revision,
alleging that the Secretary had changed
front since he, a year or more ago, de-
clared in favor of immediate consideration
of rates. Senator Foraker made this
an excuse for reiterating his oft-
expressed stand-pat views.

TAFI IN KENTUCKY.

Conference with Garfield Postponed
by Lutter's Nonarrival.Lexington, Ky., Aug. 21.—Accompanied
by his private secretary and two news-
paper men, Secretary of War William H.
Taft arrived here from Cincinnati at 6
o'clock this evening.Mr. Taft and his party did not come
into the city, but stopped at Muirs Sta-
tion, where they were met by Charles
H. Berryman, former postmaster here,
with carriages, and escorted to Elmer-
dorf Farm, the famous estate of J. B.
Hedges.Owing to a business conference with
James R. Garfield, Secretary of the In-
terior, who was in St. Louis and requested
him to meet him here, Secretary Taft
will not participate to-night in any lengthy
entertainment. Mr. Garfield, however, did
not arrive in time to hold a conference
with Secretary Taft at Elmerdorf Farm.
The conference will probably take place to-
morrow morning.A la Carte Lunch Served Daily
At Eckstein's from 12 to 2, 1412 N. Y. ave.

WEATHER FORECAST.

For the District of Colum-
bia, and Maryland, fair and
slightly cooler to-day. To-
morrow fair; light northwesterly
winds.

HERALD NEWS SUMMARY.

Pages. TELEGRAPHIC.

- 1—Wheat Prices Go Soaring.
- 1—Foraker Replies to Secretary Taft.
- 1—Woman Embezzles Church Fund.
- 1—Deposed Louisville Mayor Suicide.
- 1—Oregon Bank, \$2,000,000 Deposits, Fails.
- 1—Tammany Club Outing Ends in Riot.
- 3—Eddy Suit Is Dismissed.
- 3—Strike Situation Unchanged.
- 5—Roosevelt Back at Oyster Bay.
- 7—Warfield to Run for Senate.

LOCAL.

- 2—No Trace of Stolen P. O. Packages.
- 2—Open Bids for Naval Dock.
- 2—A. P. of L. Goes to Jamestown.
- 5—Want Internal Revenue Back.
- 10—Stuffed Case in Court.
- 10—Avon Apartment House Sold.
- 10—Eastern Shoremen Visit Here.

STARTS CHURCH OF HIS OWN.

Old Congregation Will Not Forgive
Rev. Mr. Carpenter's Love Letter.

Special to The Washington Herald.

Harrington, Del., Aug. 21.—Rev. M.
DeWitt Carpenter, who was deposed
from the pastorate of the Harrington
Holiness Church for writing a love letter
to an unmarried woman of his
flock, has decided to establish a church
at Frederica, Del., near here.Carpenter, who is married, sent the
endearing epistle by mistake to a
county official at Dover. He disap-
peared when the affair became known,
but was recently forgiven by his wife
and came back to Harrington.He expected the officials of the Har-
rington Church to reinstate him, but
this has not been done. The church
which he will establish will be of the
Holiness denomination.

WANTS TO GO BACK TO ASYLUM.

Maurice Ketchum Surrenders To
Police in New York.New York, Aug. 21.—Maurice Ketchum,
thirty-two years old, son of Deputy Com-
missioner of Penitents in Washington, and
a nephew of the late Congressman J. H.
Ketchum, of New York, told the Church
street station police to-day that he had
escaped from an insane asylum in Wash-
ington and wanted to go back. They
took him to the Tombs police court,
where Magistrate Breen ordered him com-
mitted to the Psychopathic ward in Bel-
levue until relatives could be notified."Been drinking," was the prisoner's
answer to a question as to how he be-
came so very nervous. "I was in the asy-
lum four years. Don't know how I got
here, but I want to go back."

PAUL BARTH KILLS HIMSELF

Ousted Democratic Mayor of Louis-
ville Ends His Life.Brooding Over Being Turned Out of
Office Said to Have Caused For-
mer Executive's Act.Louisville, Aug. 21.—Paul Barth, Demo-
cratic leader of Louisville, removed from
office recently as the result of a contest
of his election on the ground of fraud,
shot and instantly killed himself this
afternoon.Barth was a wealthy dealer in cement
and was identified with the Democratic
"ring" in local politics for many years,
having been president of the board of
aldermen before he became mayor.He was declared elected two years ago,
after the most sensational election ever
held here. Ballot boxes were stolen and
revolvers and clubs were freely used
about the polls. The fusion ticket put
in the field by the Republicans and a
good-government club contested the elec-
tion, and at length won after a long
fight through the courts.Robert W. Bingham was appointed to
succeed Barth by Governor Beckham, and
all the Democratic office-holders in the
city and county were turned out.A wave of reform has been sweeping
over the city, and thorough investigations
are being made of all the departments
of the city and county governments.Barth posed as a reform mayor him-
self, and it was said by his friends that
his life-long ambition was to be known
as the "best mayor the town ever had."He was a man of middle age, and since
his removal from office brooded contin-
ually.

JILTED; SUES RAILROAD.

Rough Handling—on Excursion
Causes Suing to Lose Girl.St. Louis, Aug. 21.—Because he was
jilted, suit has been entered against the
Pittsburg, Cincinnati, Chicago and St.
Louis Railroad by Chester Cockpeck, who
wants \$300 damages.He alleges that on an excursion to
Hamilton he was pulled out of a seat by
an employee and roughly treated. He was
accompanied by the woman to whom he
was then engaged, and she was so angry
because he did not resent the indignity
that she jilted him.

AMERICAN VIOLINIST SAFE.

Francis Rea MacMillan Not Lost on
Mont Blanc.London, Aug. 21.—A rumor was current
last night to the effect that Francis Rea
MacMillan, the American violinist, had
started three days ago for an ascent of
Mont Blanc, and that he had not been
heard from since. Hence it was believed
that some serious accident must have
happened to him.A dispatch from Bern to-day says that
Mr. MacMillan is safe and that no acci-
dent happened.Summer Tourist Rides Via Baltimore
and Ohio.On sale daily to Jersey Shore resorts,
Adirondack Mountains, Northern New
York, New England, Canadian Provinces,
Nova Scotia, Allegheny Mountain resorts,
also to many Western points. If you are
contemplating a rail or water tour, for
pleasure or recreation, consult agents at
107 G st., 39 Penn. ave., or station N. J.
ave. and C. st., for rates, routes, etc. They
will be helpful to you.

THE HELPING HAND.



(With Apologies to Emile Renouf.)

ENDS IN FREE FIGHT

Jefferson Tammany Club's
Outing a Failure.

Riot Starts Over Ice Cream

Refusal of Request for Second Dish
of Cooling Refreshment Leads to
Fracas in Which 150 People Are
Injured—Mashed Potatoes, Plates,
Knives, and Forks as Weapons.New York, Aug. 21.—The annual blow-
out of the Jefferson Tammany Club, Bor-
ough President Louis J. Haffen's Bronx
organization, at College Point, to-day, en-
ded in a riot, in which 150 persons were
injured, seven of them so badly that they
required the attention of an ambulance
surgeon.Incidentally, Joseph Witzel's dining pa-
villion at Point View Grove was wrecked.
Before the row was over all the reserved
policemen within ten miles of the grove
on the Long Island side had been sum-
moned.Frank Jordan, a young driver who
lives at 641 Walton avenue, the Bronx,
and brother of Tim Jordan, the Brook-
lyn National League first baseman,
started the trouble by demanding a
second dish of ice cream. The waiter
refused it, and a wordy war ensued.

Felled With Water Pitcher.

Proprietor Witzel tried to appease
Jordan, but without avail, and as he turned
away, Jordan picked up a pitcher
of ice water and hurled it at him.
The pitcher hit Witzel on the back of
the head and broke.The proprietor, who is sixty-four years
old, sank to the floor bleeding, and in an
instant the dining-room was in an up-
roar. Several of the waiters lifted the
wounded man, and fought their way with
him out of a side door into the club-
house, which is about fifteen yards from
the dining pavillion.In the meantime Witzel's son grappled
with Jordan, and, aided by a dozen wait-
ers, he rushed him through the rear door
into the kitchen, and barricaded the
kitchen door on the inside.The mob went to the rescue and with
one rush not only forced the door but
carried the entire pavillion with them.
Then a free-for-all fight ensued. Plates
and pitchers, cups and saucers, knives
and forks, everything that the crazy
mob could lay their hands on, was hurled
in the direction of the waiters.Big bowls of soup were turned upside
down over the heads of the fighters, mashed
potatoes were plastered over almost
everybody and everything. In the con-
fusion of flying victrolas the fighters lost
all track of each other and took to hit-
ting a head whenever they saw one.When the police arrived they used their
clubs freely, and it was only by this
means that order was restored.

AEROPLANE FAILS TO FLY.

Tug Does Not Move Fast Enough
and Kite Drops Into Water.

Special to The Washington Herald.

Norfolk, Aug. 21.—Efforts to-day to
make the latest aeroplane invention of
Israel Ludlow, of New York, mount into
the air were not successful, but conditions
were not favorable.The tug Potomac, detailed by the Navy
Department to tow the kite to Hamp-
ton Roads that it might be given sufficient
impetus to mount into the air, was far
too slow for the purpose, and there was
scarcely any breeze to assist it.After the third attempt to raise it out
of the water the aeroplane was partly
wrecked and waterlogged. Ludlow says
that he will be ready to try again in two
weeks, and then with the aid of a tor-
pedo boat.

Socialist Congress in Uproar.

Stuttgart, Aug. 21.—Miss MacMillan, an
English delegate, declared in the Social-
ists' Congress to-day that if Great Britain
left India anarchy would result. This
statement led to something near anarchy
in the congress. All the delegates seemed
to be trying to speak simultaneously, and
the babel prevented anything being done
to quell the uproar.31.00 Frederick, Keedysville (Antic-
tam), Hagerstown, and Return.Leave Baltimore and Ohio station,
Washington, 8:30 a. m. Sunday, August
25. Splendid opportunity to spend Sun-
day in the country at small expense.

HORSE ROUSES FIRE COMPANY.

Animal Turns in Second Alarm at
Silk Mill Blaze.Paterson, N. J., Aug. 21.—An alarm
was sent in from the Augur & Simon
silk dye works at Riverside early to-
day, and several companies hurried to
the scene, only to find there was no
fire. The firemen had been working
for a couple of hours at a fire in the
Loewen mill, and were nearly ex-
hausted when the second alarm came.The chief, after an investigation,
learned that a horse in the yard of the
silk mill became uneasy and struck the
fire alarm apparatus with his head,
setting it off.

JOKERS START PANIC.

Excite Crowd at Atlantic City by
Throwing Dummy Overboard.Atlantic City, N. J., Aug. 21.—Practical
jokers, who tossed a straw-filled suit of
clothes off the end of the pier a J yelled,
"Man overboard," started a panic among
the thousands of people crowded on the
structure. Police informed by telephone
of the excitement spent half an hour
quieting the crowd. Half a dozen women
fainted and had to be taken to their
homes in buses.Policemen and pier managers failed to
see the humor in the joke and detectives
are looking for the jokers to head them
off from more serious pranks.

OREGON BANK FAILS.

Portland Concern With \$2,000,000
Deposits Closes Its Doors.Portland, Oreg., Aug. 21.—The Oregon
Trust and Savings Bank, with \$2,000,000
in deposits, failed to open its doors to-
day.A receiver has been appointed. The
bank failed to realize upon its assets,
which, it is stated, equal the liabilities.

HELD UP IN QUAKER CITY

Three Men Take \$6,000 on Street
from Mill Employes.Shoot Paymaster and Attack Police
—Money Is Recovered and Two
Highwaymen are Caught.

Special to The Washington Herald.

Philadelphia, Aug. 21.—In a bold hold-
up, as coolly carried out as if it had
occurred on an unprotected road, William
H. Hicks, twenty-seven years old, pay-
master for the Schuam & Uhlinger Tex-
tile Works, at Second street and Glen-
wood avenue, was robbed of \$6,000 this
afternoon, and shot in the arm by one
of the three bandits.Hicks and Walter T. McDonald, pur-
chasing agent for the plant, had drawn
the money from a bank to pay the hands.
On their way to the mill a young man
covered them with a revolver, demand-
ing the money. As he spoke a second high-
wayman appeared with a revolver and
drew a bead on McDonald. To emphasize
his demand the first thief hit Hicks in the
abdomen with the butt of his weapon.Hicks pulled a gun and showed fight. As
he did so a pistol shot rang out, and he
fell with a bullet in his left arm. Another
highwayman joined the two, and one
grabbed the valise and ran, each taking a
different direction.The noise of the shot brought Police-
men Young to the scene, and a large
number of citizens joined in the chase.
In his effort to avoid capture the fel-
low with the bag dropped it, and it was
picked up by Michael Kilroy, who re-
turned it to the mill with its contents
intact.Young kept on the trail and started by
a shot from the thieves, and finally over-
hauled two of them, John Pioski, of 224
Lee street, and Anton Majeski, twenty-two
years old. They were locked up and
will answer to charges of highway rob-
bery and attempted murder in the morn-
ing.Hicks was taken to the Episcopal Hos-
pital, where the bullet was removed. The
wound is not serious.

How About Your Fine Silverware?

Home is no place for it during your ab-
sence from town. In the special vaults of
Union Trust Co., 1414 F st., it will be abso-
lutely safe from harm. Reasonable rates.
October 8, 1907. Remember the date.

"RED DEVIL" ON RAMPAGE.

Women Laugh in Glee as Auto Fatally
Injures Man.New York, Aug. 21.—With hair fly-
ing, hats awry, and screaming with
laughter, three women in a big red
touring car, accompanied by two men,
dashed through Delancey street at
dawn to-day and turned north on the
Bowery.The automobile had come across the
Williamsburg Bridge with a rumbling
noise that could be heard far in ad-
vance. Policemen attempted to stop
the machine, and several mounted men
rallied for a few blocks in vain ef-
forts to overtake it, and as they were
left behind the women cried out taunts
at them.Henry Groff, twenty-nine years old,
of 255 Rivington street, alighted from
a car and started across the street,
when the "red devil" seemed fairly to
leap upon him. Groff was hurled to
the pavement, twenty feet away, and the
women laughed the more as they saw his
mangled body hurled from their path.
He will die.The party in the automobile, though
followed by bicycle police, escaped.

FIGURES ON CRIME WAVE.

Mayor McClellan Has Report Show-
ing Increase of Crime.New York, Aug. 21.—Arthur J. O'Keefe,
acting police commissioner, announced to-
day that Mayor McClellan had received
from him the figures, which the mayor
had asked for on Monday, concerning the
number of attacks on women and girls
reported since July 15.The so-called "crime wave" lasted be-
tween July 15 and August 15. Assault
cases numbered 26 last year and 23 this
year. Attempted assault arrests were 3
in 1906, and 31 in 1907. What the tabula-
tion indicates as "bona fide" cases were
22 last year, and 15 this year. Convictions
were 5 in 1907, and 5 in 1906. There were 38
cases pending on August 15 of this year,
as against 10, August 15, of 1906. Four-
teen were discharged during the month in
1906, and 18 in the month in 1907.

MUSIC LESSONS A NECESSITY.

Judge Puts Them in Class With Food
and Clothing.

Special to The Washington Herald.

Sandusky, Ohio, Aug. 21.—Music lessons
to-day were put in the class with food,
clothes, and fuel as necessities of life be-
fore the law.Justice Patterson, before whom Miss
Della Ford, a music teacher, brought suit
to collect from pupils' parents, awarded
her the verdict sought.He specifically overruled the argument
of the defendant's attorney, that music
lessons were not necessities of life.

COL. TUCKER IN NEW MEXICO.

Army Paymaster Said to Be at
Raton—Mrs. Platt Also There.Raton, N. Mex., Aug. 21.—Friends who
know Col. W. F. Tucker, the army pay-
master, say that the colonel is making a
brief visit to this city.Mrs. Platt, a former school teacher, of
Manila, is also in Raton at present.

DRASTIC POWER EXERCISED

Gov. Hoke Smith Removes Railroad
Commissioner.Attitude of Joseph M. Brown on All
Important Rate Questions
Given as Cause.Atlanta, Aug. 21.—Gov. Hoke Smith this
morning issued an order, to take im-
mediate effect, suspending Commissioner Jo-
seph M. Brown, of the railroad commis-
sion, from office and appointing Dayton
McLendon to fill the vacancy.Gov. Smith's order suspends Commis-
sioner Brown indefinitely, and Mr. Mc-
Lendon will serve during the remainder
of his term.The order gives no specific reason for
the suspension, but simply cites a section
of the code, conferring authority on the
governor to suspend a commissioner who
does not meet the demands of the office.The naming of Dayton McLendon to a
place on the commission, to fill the vacan-
cy made by Mr. Brown's summary
suspension will meet with general ap-
proval, as he has already shown by his
wide knowledge of rate-making that he
is fitted for the position.The attitude of Commissioner Brown on
all important rate questions that have
been before the commission is known to
be the cause for his suspension.Announcement of Commissioner Brown's
suspension, which practically amounts to
dismissal from office, has created a pro-
found sensation. It is probably the first
time in the history of the State that a
governor ever exercised his authority to
suspend an officer of the State board of
railroad commissioners.Brown is a brother of the late Joseph
M. Brown, formerly governor of Georgia.

BOAT CAPSIZED; MEN GONE.

Hope for Stanley Brown and His Com-
panion Now Given Up.

Special to The Washington Herald.

Sandusky, Ohio, Aug. 21.—With the find-
ing of the oars of the boat in which Stan-
ley Brown, well known football player
and athlete, and John Williamson, of St.
Louis, put out in the lake Sunday, hope
that the two might still be living, has
been given up. The boat, turned bottom
up, was found floating on the lake Sun-
day evening. The oars were found on
the beach near Camp Perry.Brown was famed for several seasons
as a star of the Ohio Medical foot ball
team.

LOST WITH STOLEN LAUNCH.

Thief Supposed to Have Perished in
First Lake.Utica, N. Y., Aug. 21.—A thief last night
stole a valuable launch, owned by Wil-
liam Winterbottom, of Rochester, from
Camp Maynard, on First Lake, Fulton
Champlain. The launch was found at-
tempted to operate it. Unfamiliar with
the working he allowed the gasoline to es-
cape and accidentally set fire to it. The
launch burned to the water's edge and
drifted ashore. No trace of the man has
been found, and it is supposed that he lost
his life in the explosion.

Bankruptcy Sale of Coal

For cash; quick delivery. Very low prices.
John B. Dalish, Receiver in Bankruptcy,
Wm. J. Zeh Company, Inc., 1237 G st. n.w.,
Main 674.WHEAT PIT IS WILD
OVER FROST NEWSTemperature Below Freezing
in Canadian Belt.

MAY DELIVERY, \$1.01-1.2

September Product Also Reaches
the Record Mark.Telegraph Strike Heightens Excite-
ment Through Inability to Con-
firm Damaging Reports of from
1 to 6 Degrees of Frost—Sensa-
tional Jumps in Corn and Oats Are
Also Features of the Day.Chicago, Aug. 21.—Reports of frost all
over the Canadian Northwest set up a
whirl of excitement in the wheat market
to-day. Owing to the poor telegraphic fa-
cilities due to the strike, it was impossi-
ble to learn to what extent, if any, the
crop had been damaged, but many in the
trade feared the worst, and there was a
rush to buy the cereal, which carried the
May price above 1.The pit was thrown into an uproar,
such as was seen last spring when the
price first went up to \$1 on the green
bug scare.A weather bulletin issued by the Cana-
dian Pacific road this morning, was re-
ported to show from one to six degrees of
frost in western Canada last night. An-
other message from Fargo stated that the
frost zone in Dakota extended all
the way from Lisbon to the Canadian
line, with temperatures ranging from
29 to 30, and the late grain is thought
to have been seriously damaged.Along with the rise in wheat there were
sensational upturns in prices for corn and
oats. Before the closing went a mad
scramble to buy September wheat caused
it to advance to 90, and May was sent to
84 1/2.Final trades were within 4 cent of top
prices, showing gains of 34 cents as com-
pared with the close yesterday. Septem-
ber made a record price of 60 cents.

TINY GIRL A PYROMANIAC.

Starts Eight Blazes in Lamp-lighter's
Home Within Twelve Days.New York, Aug. 21.—In Maude Mills,
seven years old, of 147 Bay Thirteenth
street, Bath Beach, the doctors in the